

## **Angie Lake**

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**From:** Ken Beyer <testpotency@gmail.com>  
**Sent:** Tuesday, December 10, 2013 11:11 AM  
**To:** Angie Lake  
**Subject:** Please submit for public record SB 660, HB 4271, HB 5104

**Dear Sirs,**

**My Name is Ken Beyer, I am with Michigan Testing Authority (MTA) and am Vice Chair of American's for Safe Access (ASA). Over the last four years I have been working with the Medical Marijuana Community and various leaders of the Michigan State Government to help Medical Marijuana Patients gain safe access to reliable, predictable and prescribable cannabis medicine. MTA uses fast acting GC machines to prescreen cannabis for dangerous contaminants like molds, mildews, pesticides, herbicides and toxins from fertilizers. The most dangerous substance I have detected so far is the vilest, toxic and the most hazardous product known to mankind. The menacing constituent I have detected is extreme prejudice. These types of prejudice have been linked to many hate crimes and have been known to cause irrefutable harm and death of many people and their society.**

**Prejudice is defined as an opinion that is not based on reason or actual experience; it causes harm or injury that result from some action. With that in mind; wasn't Attorney General Bill Schuette acting with extreme prejudice when he gave his opinion of the Medical Marijuana Act? He has acted out against Medical Marijuana Patients and Caregivers without being able to support any of his opinions with sound evidence that proves marijuana is harmful?**

**The harm that has been inflicted dished out to medical marijuana patients and the people of Michigan has been at the disciplinary hand of Mr. Schuette. Bill Schuette said, "The manufacture and delivery of marijuana by anyone remains a felony and the voter-approved medical marijuana law merely "sets forth particular circumstances under which they will not be arrested or otherwise prosecuted for their lawbreaking." With this one opinion he criminalized medical marijuana patients and caregivers. To this day he intimidates patients, caretakers, doctors, municipalities, police and county prosecutors by declaring that federal marijuana law supersedes state law.**

**In my brief experience with the pot culture and politics I have seen how effective a small group of politicians can be at over throwing the will of the people. The emanate danger here isn't marijuana use; it is empowering an elite group of politicians and police to disempower our less fortunate citizens. The hazard we need to negotiate is not allowing this prejudice to pollute the political landscape here in Lansing. Have you been infected by this pot prejudice? When protestors gather outside your house, do you sit in judgment and make fun of the pot heads? Do**

**you pass out Cheetos and make jokes about the munchies? Will you allow these prejudices to sacrifice the will of the people?**

**Medical Marijuana Patients are pleading enough is enough; we are not going to take this kind of systematic destruction of Michigan's Medical Marijuana Act any longer. When they force a three year old child into smoking pot, we have to 'Just Say No.' It is time we stand up and fight for the rights of these children and their parents and other patients who have been put in harm's way by our state.**

**The recent ruling of People vs Caruthers made concentrates of marijuana illegal. Because of this Michigan State Appellate Court Ruling medical marijuana patients of all ages are forced to smoke pot. A mother of a three year old boy who has brain cancer said; "This ruling just doesn't make sense. Why would they take away medical marijuana that didn't get my baby high and force me into giving him a joint? This is crazy. Anyone who was using marijuana without getting high just became criminals; I don't know what to do?"**

**We have a moral and ethical obligation to protect unexpected patients from these kinds of attacks from the Attorney General of our State. With this cruel ruling the State of Michigan has just created a new class of criminal; Moms and Dads who are trying to make healthy and smart choices for their kids. We should do everything it takes to protect these kids and their families.**

**All this might seem ridiculous; but it is true. The Michigan Appellate Court has ruled that the only marijuana which has protection under their licensing program is dried buds and leaves. This rules out all other forms of medical marijuana made from the juice and oils of the plant. "We give our three year old raw cannabis juice through his feeding tube. The raw juice of the marijuana plant doesn't get him high, it makes him feel better; he eats, he sleeps and he is a happy boy. You can't take it away from him now, because it is the only thing that works. What am I supposed to do? Teach him how to smoke a joint?" Say's the mother of a three year old boy who has brain cancer.**

**In 2008, the people of Michigan chose, with a record breaking 3,006,820 votes, to enact the Michigan Medical Marijuana Act. Since then an elite group of political leaders have been doing their best to systematically eradicate Michigan's medical marijuana act. Instead of implementing the will of the people, they are restricting it and attempting to take medical marijuana away. Michigan's Attorney General Bill Schuette has methodically orchestrated the destruction of the act passed by the voters.**

Schuette's medical marijuana eradication team's first move was to take the act out of the Health Departments hands; where it had a chance of being implemented under a medical model. Then they put it in the control of License and Regulatory Affairs (LARA), where he could oversee the program and insure that it operates under a criminal justice model. At LARA both the doctors and patients can be watched, monitored and punished by A.G. Bill Schutte.

Next, the team attacked dispensaries, taking away the only safe and sensible way to acquire medical marijuana in the state. Then they eliminated the transfer of medical marijuana so testing companies could no longer make sure products were safe, prescribable and reputable. Now they eliminated the no smoke products like, topical oils, tinctures, raw juices and concentrates; taking them out of the mouths of three year old kids and replaced it with smoke that will get them high.

Worst yet, this absurd ruling by the appellate court could force patients into using dangerous prescription drugs. A person dies every 19 minutes from accidental prescription drug overdoses. Prescription drugs overdose is the leading cause of death amongst children. "The doctors tried for four years to help my daughter; but nothing they prescribed worked. The first time my daughter tried a tincture made from medical marijuana, it worked. She has been seizure free for nine months. Now they want to take it away? Let me tell you something; you can't take back my daughter's health. She will continue to use these no high products. I will go to jail before you force me to get my daughter high." Says a mother with tear filled eyes.

We the People of Michigan voted now hear us loud and clear; you can't take back our health and a better quality of life. You can't force medical marijuana patients into smoking pot. You can't force them into using dangerous prescription drugs. You can't take raw cannabis juice out of a kid's mouth that doesn't get them high and replace it with a joint that does. This is where we the rational people of Michigan 'Just Say No'. Don't let them force us or our children into getting high.

I will leave it up to you to do what is right, please vote for the will of your people.

Wish warm regards and best wishes.

Ken Beyer

Pres. Michigan Testing Authority

616.218.8590



# **Legislative Analysis**

## **HB 4271, HB 5104, HB 4623, & SB 660**

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Dear Representatives and Chair-

Thank you – For holding these Hearings and being committed to moving these out of Committee and to the House floor for a vote. I will keep this concise and simple. I want to urge the Committee to Pass HB 4271, HB 5104, and seriously consider bringing HB 4623 into the Hearing and passing it to the floor for a vote as well! I would not move to pass SB660 as it is dead legislation before it even hits the House floor and even if it passes because it is contingent on Federal rescheduling of marijuana.

I, Jamie B Fricke, a Precinct Delegate in Rep. Kevin Daley's District and have talked to many people across the State of Michigan. I was a Community Liaison for Americans for Safe Access during which I have enjoyed guiding communities through this process, some more fearful than others. Without guidance from State Legislature the City Commissions and Councils are reluctant to move forward with any regulations even if the officials and citizens clearly want these key businesses.

My first recommendation would be to **PASS HB 4623**, which really mirrors Ann Arbor's laws that have been in effect for over 40 years and have had the opposite of any negative effects to the communities. Michigan currently has a D- report card in asset forfeiture laws and corruption.

Two of the bills represent key improvements for medical marijuana laws in the state. **Passing HB 4271** would protect locally licensed dispensaries to help ensure patients have regular and safe access to their medicine.

**HB 5104** would create clear legal protection for marijuana extracts, which are often used in edibles. This is particularly important for seriously medical marijuana patients who cannot or prefer not to smoke. **Within HB 5104, I would also urge the Committee to raise the weights and units of marijuana within this House Bill, in-line with a few other leading states, as to prevent MORE unnecessary prosecutions and harmful behavior at**

**the hands of Law Enforcement agencies. A more reasonable amount would be around 8 oz or more. If growing outside only- due to costs to grow- 8 oz would have to spread the entire year for this type of patient, from one harvest to the next, in the Fall. It takes 800 lbs of coal to make one (1) pound of marijuana, so it is very important to allow and even encourage patients and caregivers to grow outdoors.**

The third bill, **SB 660**, would create a "pharmaceutical grade" standard for medical marijuana. **This bill would not go into effect unless federal law changes** and we feel the legislature should instead focus its attention on practical solutions for Michiganders. I don't feel that this company should be given exclusive rights to govern a program for Medical marijuana- it goes against our commerce laws to allow a monopoly as such. Any business shall be allowed to apply for the same type of Medical marijuana grow and sales abilities.

I also extend the invitation again, to any Committee member that would like to tour one of these facilities. Understanding that the provisioning centers are very similar to pharmacies is key to regulating a facility.

Thank you again for your time!

Jamie Fricke

545 N Madison St

Lapeer, MI 48446

810-358-1745

jamiefricke@gmail.com

## Angie Lake

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**From:** Mike <mifitz@comcast.net>  
**Sent:** Monday, December 09, 2013 8:42 PM  
**To:** House Clerk  
**Subject:** RE: SB 660, HB 4271,5104

I'm a 67 yr old Viet Vet who had a Brain injury 20 yrs ago.  
I have Central Pain Syndrome, which involves Muscle Pain,  
Exhaustion, Severe Chronic Pain. I've been on MMMP for several yrs  
finding the various Edibles with Has Oil, relieves all my symptoms for  
36 hrs. I was utterly amazed by the effectiveness of the Pain Relief.

SB 660 – No

HB 4271 – Yes

5104 – Yes

Michael E Fitzgerald  
3 Ash Dr Belleville, Mi 48111

## Angie Lake

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**From:** Rick Thompson <4mrick@gmail.com>  
**Sent:** Monday, December 09, 2013 4:08 PM  
**To:** Angie Lake; House Clerk  
**Subject:** Testimony re: SB 660, HB 4271 and HB 5104

To the Clerk of the House of Representatives

House Bills 5104 and 4271, and Senate Bill 660, will be heard in the Judiciary Committee on December 10th. 2013. Please add this letter as written testimony to the records of each of these bills.

From: Americans for Safe Access- Michigan  
To: Judiciary Committee, Michigan House of Representatives, Rep. Cotter, Chairman

To Whom It May Concern:

Americans for Safe Access is a national, non-profit organization representing thousands of members registered in all 50 states. The Michigan chapter of the national organization is submitting this letter as testimony to be heard on the subject of HB 4271, HB 5104 and SB 660, all of which are being considered in the Judiciary Committee on December 5, 2013.

We urge you to pass HB 5104, to pass HB 4271, and we remain neutral on SB 660.

HB 5104 would correct a poor decision by the Michigan Court of Appeals that hampers access by patients to legitimate forms of marijuana-based products. The narrow interpretation of 'usable marijuana' contained in the *Carruthers* decision is not consistent with common practice, nor is it an interpretation that was envisioned by voters when the medical marijuana Act was passed in 2008. The ability of individual caregivers to craft these products to satisfy the unique needs of each patient is essential to most patient's course of treatment. This legislative effort would ensure access through distribution centers AND home-based creation of those products.

HB 4271 would allow local communities to establish rules governing the creation and protection of medical marijuana distribution centers. Safe access to medical marijuana involves both a traditional patient-caregiver relationship and a network of distribution centers, called Provisioning Centers. These centers provide a safe location where transfers can take place in private; where a variety of solutions are readily available to address various ailments and symptoms; that interact with local caregivers to maintain that variety and ensure fresh products. Provided the bill does not preclude centers from operating in the vicinity of a house of worship and provided it maintains the supply source as the existing caregiver network Michigan ASA supports the passage of this bill.

SB 660 would establish a second medical marijuana program within the state of Michigan. It would require physician certification, card issuance and rules of conduct that would stand independent from the Michigan medical Marijuana Act. The supply would come from large commercial agricultural marijuana gardens and distribution would take place through pharmacists. Although this is a model of marijuana access it provides none of the variety and responsiveness of the program proposed under HB 4271; other concerns with the bill prevent a recommendation on this program, and ASA remains neutral on SB 660.

Board of Directors, Michigan chapter, Americans for Safe Access  
Jamie Lowell, Chairman

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**Rick Thompson**  
[4mrick@gmail.com](mailto:4mrick@gmail.com)



## Angie Lake

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**From:** maryjane bunker <maryjanebunker@gmail.com>  
**Sent:** Tuesday, December 10, 2013 9:02 AM  
**To:** Angie Lake  
**Subject:** SB 660 HB 4271 HB 5104

I am a mother and patient in Michigan. I cannot support SB 660 or this foreign entity Prairie Plant Systems coming in to take away MI grow rights from caregivers. That was the result when they set up shop in Canada. Canada uses the same company and the lab tests show multiple contaminants. We never voted for Big Agri Grows. Period. One caregiver to five patients.

I support HB 5104 as concentrates are needed. I have Raynauds disease and have lost a finger due to poor circulation. Topical infused coconut oil has healed my MRSA that infected my hand. It keeps them from cracking open and thus being vulnerable to cold/wet. I support this bill because high cbd meds in concentrated form helps many children in Michigan with epilepsy and Dravets syndrome.

I am opposed to HB4271. The caregiver system is not broken. We don't need the laws changed. I expect my representatives to support the will of the people. Have a Blessed Day and Preserve our caregivers rights in Michigan.

Sincerely Mary Jane Bunker

## Angie Lake

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**From:** Chad Carr <ccarr@franzdoodle.com>  
**Sent:** Monday, December 09, 2013 11:32 PM  
**To:** Angie Lake  
**Cc:** michael komorn; Katie Stearns  
**Subject:** Amendments to the Testimony of the Michigan Medical Marijuana Association

To the Clerk of the House Judiciary Committee,

Please distribute this email as an amendment to the written testimony of the Michigan Medical Marijuana Association offered at the December 5, 2013 meeting of the House Judiciary Committee.

After careful consideration of the testimony offered during the December 5, 2013 meeting of the House Judiciary Committee, and learning of amendments made to the bills from their introduced versions, we have changed our positions as follows, contingent upon those changes:

House Bill 5104: Support (with changes)

House Bill 4271: Support (with changes)

We remain firmly opposed to Senate Bill 660, for the reasons stated in our previous testimony: that medical marihuana should not be regulated as a schedule II controlled substance, and the bill does not present a true working alternative for patients under any current or future scenario.

Michael Komorn, President  
Chad Carr, Administrator

## Angie Lake

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**From:** Russell Veenstra <mayorherb2@yahoo.com>  
**Sent:** Monday, December 09, 2013 9:13 PM  
**To:** Angie Lake  
**Subject:** Fw: SB 660 HB 5104 HB 4271

On Monday, December 9, 2013 9:10 PM, Russell Veenstra <mayorherb2@yahoo.com> wrote:  
I am writing in regards to the 3 bills SB 660 , HB 5104 , and HB 4271 . On SB660 , "Please consider the economics of keeping things local", Has anyone checked into how many violations Praire Farms have had? or checked the poisons and metals that is in the medicine they grow? There has been enough jobs leaving our country and state. AG has fought hard to take away and stop our growing rights, but yet they are willing to allow a big company to come to Michigan and grow with NO issues? doesn't this sound wrong to you? It should. On HB 5104 , , which would amend the Michigan Medical Marihuana Act (MMA) to extend the MMA's protections to holders or producers of various topical or ingested forms of cannabis-based medicines. I can say they smoking helps but the edibles and the oils and tinctures help a lot more. I been using cannabis since I was bout 18 or 19 to treat my pain as I was born disabled. I have a lot of bone deformities , Muscles disorder, and a few other things, spine twisted , curving , fused together, I became a medical cannabis patient soon as I was able. I had a friend tell me a bunch of times to try the edibes for my conditions , I would say, Well I been smoking for along time and that helps., My friend kept saying try it. Well I did try it. I no longer take a muscle relaxer, and a cpl of more pills. Which i am off 10scripts all together. now. We run a compassion Club ( Clare County Compassion Club. Most of the people who come here are looking for relief and something other then smoking.. A lot don't want to smoke. The oils and edibles is what the people get the relief from which is also better then smoking. last longer. I mean in our law this is all ready covered. Cancer patients, Ms patients are now being sick or dying because they cant have the stuff that works for them , so please vote yes for HB5104 These things are really important to patients. Older people never smoked and don't want to smoke or do not want to start smoking. .. HB 4271 I myself am not for the Provisioning Centers Act . But when the dispensaries was opened people went there every day reg. People just getting new to the program didn't know what strains work for them , they went and tried different ones , People who was waiting for there plants to grow and produce meds. Peoples whos plants died or got killed during power outage they would go there, people whom live in apartments and cant grow, OLDEr people to old to grow there own . There is a need , but keep it Michigan Remember Pure Michigan and the fact this plant has never killed one person.. We have a bad Pill problem in Michigan and Heroin problem.. These are the things tht need to be worried about.. Thank you for your time.. P.S NO on SB660 , YES on HB5104 and Yes on 4271

## Angie Lake

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**From:** Rick Thompson <4mrick@gmail.com>  
**Sent:** Monday, December 09, 2013 4:08 PM  
**To:** Angie Lake; House Clerk  
**Subject:** Testimony re: SB 660, HB 4271 and HB 5104

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From: Americans for Safe Access- Michigan  
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Board of Directors, Michigan chapter, Americans for Safe Access  
Jamie Lowell, Chairman

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**Rick Thompson**  
[4mrick@gmail.com](mailto:4mrick@gmail.com)

## Angie Lake

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**From:** mike Lumetta <mlumetta@hotmail.com>  
**Sent:** Sunday, December 08, 2013 8:58 AM  
**To:** Angie Lake  
**Subject:** SB660, HB4271, HB5104

Dear Michigan House of Representatives judiciary committee,

This is Mike Lumetta and I would like to give you a brief introduction of who I am. I am a resident of 25646 Cloie dr. Warren Mi, 48089. I have been a Michigan resident all my life and love our state. I have a BBA from Baker College. For the duration of the medical marijuana act I have been an active participant in the program as a registered patient and a caregiver for other patients. I have seen many people realize the benefits of the program and gain positive therapeutic benefits from the use of medical marijuana. Safe access is important to all patients. More important than safe access is access to a variety of different strains of marijuana and a variety of different preparations.

I am writing this letter to express my opinions on the three bills regarding medical marijuana. SB660, HB4271, and HB5104 deserve careful attention as there are many stakeholders on the issues. Please consider the implacations of what will happen if these bills are passed or not passed. Does the MMMA need some changes? Absolutely. The time is now to point Michigan's medical marijuana program in the right direction. The right thing to do is determine which decision benefits the most Michiganders. Think of the private citizens who are patients enrolled in the MMMA. Their agenda should come first and foremost in the debate. Second would be the caregivers who support and care for their patients. Third would be all the small businesses in the state who rely on active caregivers and patients for their business. Lets not bestow benefits on big foreign companies and open up the door for Michigan's economy to be reduced. Medical Marijuana is a cottage industry that benefits many people. Lets keep it that way and pave the road for small business, not big business, to thrive.

SB 660 is not in the best interest of the people of the state of Michigan. Restricting the number of cultivation facilities and limiting the usable compounds in extracted marijuana is not going to benefit patients but will hinder their ability to find the therapeutic benefits they desire. The growing medical marijuana industry will suffer as well under SB 660. We need to keep in mind the small business economy of Michigan and not hand the medical marijuana industry over to big business by limiting the number of commercial cultivation facilities. We especially don't want to pave the way for foreign business interests to come leach off the program we have voted in to law.

It is my educated prediction that if we choose HB 4271 we will be paving the way for a decrease in the unemployment rate as entrepreneurs will be able to more securely operate provisioning centers and serve the needs of patients. Also allowing caregivers to provide overages to the dispensary will create a situation where caregivers can make a decent living from their cultivation activities. This will attract more caregivers to the program in turn providing patients with better and more numerous options for their procurement of medical marijuana.

HB 5104 is important because patients need options that don't involve smoking medical marijuana to gain the therapeutic benefits. Extracts and edible preparations of medical marijuana are the only ways a patient can use the medical marijuana without smoking. This is the most important of the three bills because patients need options.

Furthermore patients need the legal protection that has been stripped from them regarding the court of appeals decision defining extracts and edible preparations as not protected under the MMMA.

- In conclusion I recommend voting no on SB660, Yes on HB 5104, and yes on HB 4271.

Thank you for your time reading this letter.

Mike Lumetta M Two L.L.C.

please direct any questions to [mlumetta@hotmail.com](mailto:mlumetta@hotmail.com) or 586 817-0830

## Angie Lake

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**From:** Adam DeVaney <wearthwyle@hotmail.com>  
**Sent:** Sunday, December 08, 2013 12:32 PM  
**To:** Angie Lake; Clerk@mi.house.gov  
**Subject:** Public Comment for SB 660, HB 4271 and HB 5104  
**Attachments:** 2013 Bills Public Comment.docx

I request that this public comment be entered into the record regarding the committee meetings in the House scheduled for Dec. 10th, 2013. I have also included a Word Document with the same comments. Thank you.

### **SB 660: Opposed**

There is absolutely no need for this bill. This bill does nothing to help patients and gives a no-bid contract to supply the program to a single company. **Michigan is not Canada.** We make our own rules here, and giving control to one company that only grows one strain does nothing to meet the needs of patients. This bill will likely never go into effect as it requires the federal government to reclassify cannabis from Schedule 1 to Schedule 2. This will never happen, and as such this bill is based on a legal fallacy. **I oppose it in its entirety.**

### **HB 5104: Support**

This bill will fix an egregious ruling from the Appeals Court in the Carruthers case. This case caused all cannabis extracts and edibles to cease to be legal under our voter initiated law. This was not the intent of the law, and this bill goes a long way towards rectifying this bad ruling. **I support the fast tracking of this bill and its implementation.**

### **HB 4271: Support**

This bill would allow for safer and more consistent access for patients and caregivers. This bill would be a boom for the industry as a whole as well. This is a common sense bill that will help create a solid foundation for the emerging medical marijuana industry in Michigan. **It is a pro-business, pro-economic growth and pro-common sense approach to access for medical marijuana patients around the state while protecting communities who do not want to participate in this new industry.**

**I am opposed to new language that was added which includes a requirement that all provisioning centers be 1,000 feet from a place of worship.** The federal government already enforces a 1,000 foot rule from any school, and this is sufficient and already present in this bill. It is a violation of church and state to require that business be 1,000 feet from a place of worship. **This is a direct violation of the US Constitution and should be stricken from the language.**

**Other than this change, I would support this bill in its entirety.**

Sincerely,

Adam C. DeVaney, MSW

**718 ½ S. Union**

**Traverse City, Michigan 49684**



## Angie Lake

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**From:** House Clerk  
**Sent:** Monday, December 09, 2013 10:35 AM  
**To:** Angie Lake  
**Subject:** FW: HB 4271, HB 5104 and SB 660

**From:** Steven S [mailto:sssharpe2009@gmail.com]  
**Sent:** Sunday, December 8, 2013 5:25 PM  
**To:** House Clerk  
**Subject:** HB 4271, HB 5104 and SB 660

I would like to see HB 4271 move forward and be passed in the Senate also.  
I would like to see HB 5104 move forward and be passed by the Senate also.

I am opposed to SB 660. The MMMA of 2008 gave Michigan the right to be our own growers and caregivers. They say it is in addition to the MMMA of 2008 but what I see happen to the health care system "Obamacare" were the President said we can keep our insurance if we like it but that is not true and I don't believe this to be true either.

A Canadian firm wants to come on to our soil and grow our medicine for us. We have all those folks in our State now without importing people from foreign Countries to do what we can do here already. We can grow, test, package and sell Cannabis and it will not be Irradiated like what I read in SB 660.

No one has died from outdoor grown Cannabis to date so there is no need to spend money on something that is not necessary or cost effective.

With having HB 4271 passing both houses would help RIGHT NOW. The people in the program are being denied their vote and their medicine.

Please vote for your Constituents and make their vote from 2008 count.

--  
Steven Sharpe  
(517) 795 8077

"Cannabis has been used for medicinal purposes for thousands of years prior to its current status as an illegal substance" National Cancer Institute . gov